

**IN THE CLAIMS:** See Listing of Claims. This listing will replace all prior versions of claims in the application.

### **REMARKS**

The applicants acknowledge the Examiner's comprehensive Office Action with appreciation. Claims 1-15 are pending in the application. The previously issued objection and rejection have been withdrawn in view of the Response and Amendment of October 20, 2004; however, the Office raises an obviousness-type double-patenting rejection and a formalistic objection. The previous indication of allowability of Claims 1-6 and 8-12 has been withdrawn.

Claim 15 is objected to based on the term "and" before "addition salts." The Office notes that "and" should be replaced with "or." With the instant Amendment, Claim 15 has been amended to replace "and" with "or."

Claims 1-15 are rejected under the judicially created doctrine of obviousness-type double patenting as being unpatentable over Claims 1 and 16 of commonly-owned US Patent No. 6,642,248 in view of Khoo, et al. With this Response and Amendment, the Applicants submit a Terminal Disclaimer, thereby obviating the rejection.

\* \* \* \* \*


Accordingly, entry of present amendment, reconsideration of all grounds of objection and rejection, withdrawal thereof, and passage of this application to issue are all hereby respectfully solicited.

It should be apparent that the undersigned attorney has made an earnest effort to place this application into condition for immediate allowance. If he can be of assistance to the Examiner in the elimination of any possibly-outstanding insignificant impediment to an immediate allowance, the Examiner is respectfully invited to call him at his below-listed number for such purpose.

Allowance is solicited.

Respectfully submitted,

THE FIRM OF HUESCHEN AND SAGE

By:   
G. PATRICK SAGE

Dated: May 6, 2005  
Customer No.: 25,666  
500 Columbia Plaza  
350 East Michigan Ave.  
Kalamazoo, MI 49007-3856  
(269) 382-0030

Enclosure: Listing of Claims; Terminal Disclaimer and Fee under 37 CFR §  
1.20(d); and Postal Card Receipt

\*\*\*\*\*

**THE COMMISSIONER IS HEREBY AUTHORIZED TO CHARGE ANY FURTHER  
OR ADDITIONAL FEES WHICH MAY BE REQUIRED (DUE TO OMISSION,  
DEFICIENCY, OR OTHERWISE), OR TO CREDIT ANY OVERPAYMENT, TO  
DEPOSIT ACCOUNT NO. 08,3220.**